

**DETERMINATION AND FINDINGS**  
**FOR**  
**SINGLE AVAILABLE PROCUREMENT**

**AGENCY:** Department of Youth Rehabilitation Services

**CONTRACTOR NO.:** DCJZ-2008-H-0005

**CONTRACTOR:** Youth for Tomorrow

**CAPTION:** Residential Treatment Services

**1. AUTHORIZATION:**

D.C. Code § 2-354.04 and 27 DCMR § 1701

**2. MINIMUM NEED:**

The Department of Youth Rehabilitation Services (DYRS) has a continued need for a Provider to provide Residential Treatment Services in accordance with court orders imposed by the D. C. Superior Court for youth involved in the District of Columbia's juvenile justice system.

The period of performance will be October 1, 2012 through April 30, 2013

**ESTIMATED FAIR AND REASONABLE COST:**

The estimated fair and reasonable price to provide the required services for the period October 1, 2012 through April 30, 2013 is not to exceed \$900,000.00 and is based on services rates under Option Year 4 of the current Human Care Agreement. The rates have been determined fair and reasonable based on the current rates paid by the District.

**3. FACTS WHICH JUSTIFY SOLE SOURCE PROCUREMENT:**

The Department of Youth Rehabilitation Services is requesting an extension through April 30, 2013 of Youth for Tomorrow's human care agreement that provides residential treatment services. This request is being made because the human care agreement is in the last option year and will expire September 30, 2012.

Youth for Tomorrow serves approximately 100 males and 25 female youth who have been adjudicated in the District of Columbia's juvenile justice system. Each youth's typical length of stay may range from 30 to 365 days with an average length of stay between six and nine months.

Youth for Tomorrow provides specialized treatment services to address delinquency and mental health issues of youth, to include: residential treatment services for delinquent youth with a dependent child, residential sex offender treatment services for delinquent youth, residential fire

setter treatment services for delinquent youth, residential substance abuse treatment services for delinquent youth, residential treatment services for developmentally delayed/mentally challenged delinquent youth and residential treatment services for delinquent youth with co-occurring disorders, such as substance abuse and emotional disturbance.

Youth for Tomorrow is currently providing satisfactory services and is uniquely positioned to ensure continuity of service through its established infrastructure and demonstrated capacity in providing the services for the past five years.

A solicitation for Residential Treatment Services was issued, however, all of potential providers that submitted qualification records were deemed not qualified. The District is in process of resoliciting for this service but will be unable to complete the procurement process by September 30, 2012.

In order to prevent a service disruption the District has a need to extend its present human care agreement with Youth for Tomorrow to April 30, 2013 to allow for the completion of the competitive procurement process to procure new residential treatment services Providers. Under this extension, Youth for Tomorrow will continue to provide services as presently outlined in the human care agreement DCJZ-2008-H-0005

In consideration of the District's minimum need and the fact that a competitive solicitation is under way a market survey was not conducted.

**5. CERTIFICATION BY THE AGENCY HEAD:**

I hereby certify that the findings set forth above are true, correct, and complete to the best of my knowledge and that the proposed contract extension is in the best interest of the District of Columbia.

\_\_\_\_\_  
Neil Stanley  
Director  
Department of Youth Rehabilitation Services

\_\_\_\_\_  
Date

**6. CERTIFICATION BY CONTRACTING OFFICER:**

I have reviewed the above findings and certify that they are sufficient to justify the use of the sole source method of procurement under the cited authority. I certify that the sole source notice of Intent to Award a Sole Source Contract and Sole Source D&F was posted on the OCP website and no valid responses were received regarding the posting. I recommend that the Chief Procurement Officer approve the use of the sole source procurement method for this proposed contract.

\_\_\_\_\_  
Jeanne Mirabile  
Contracting Officer  
Office of Contracting and Procurement

\_\_\_\_\_  
Date

**DETERMINATION**

Based on the above findings and in accordance with the cited authority, I hereby determine that it is not feasible or practical to invoke the competitive solicitation process under either Section 402 or 403 of the District of Columbia Procurement Practices Reform Act of 2010 (D.C. Law 18-371; D.C. Official Code § 2-354.04. Accordingly, I determine that the District is justified in using the sole source method of procurement.

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James D. Staton, Jr.  
Chief Procurement Officer  
Office of Contracting and Procurement

\_\_\_\_\_  
Date